

Appl. No. 10/797,735
Docket No. 9198
Amdt. dated October 17, 2007
Reply to Office Action mailed on August 21, 2007
Customer No. 27752

REMARKS

Claim Status

Claims 1-20 are currently pending in the application, of which claims 15-20 are newly presented. The feature of new claim 15 is supported by the as-filed specification, including, for example, on page 3, lines 8-16. The feature of new claim 16 is supported by the as-filed specification, including, for example, on page 8, lines 14-21. The feature of new claims 17-19 are supported at least by the Examples 1-6 on page 19 of the as-filed specification. New claim 20 is also fully supported by the as-filed specification. Accordingly, no new matter has been entered via the newly presented claims.

Rejection Of Record

Claims 1-14 stand rejected under 35 U.S.C. § 102(b) as allegedly being anticipated by Esser (U.S. Patent No. 6,221,345). Applicants respectfully disagree.

Independent claim 1 is directed to an antiperspirant stick product comprising, *inter alia*, 10% or less by weight of a non-volatile organic fluid, and is free of non-volatile silicone fluids. Esser does not teach or suggest these recited features. Esser, in col. 4, lines 14-30, discloses a variety of different carrier materials, including volatile silicones one or more of non-volatile emollients, low molecular weight hydrocarbons, alcohols, and water. The emollients disclosed include hydrocarbons, mineral oil, and polyorganosiloxanes. It should be noted that the carrier and emollient disclosure, as cited, is silent with respect to concentration level. Turning to the examples of Esser, Example 8 appears to be the only exemplified stick antiperspirant formulation, and includes 17.5% of an emollient oil, which when read with the above-noted Esser disclosure, does not anticipate, or render obvious, an antiperspirant stick product comprising, *inter alia*, 10% or less by weight of a non-volatile organic fluid, and is free of non-volatile silicone fluids.

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Conclusion

This response represents an earnest effort to place the present application in proper form and to distinguish the invention as claimed from the applied reference. In view of the foregoing, entry of the amendments presented herein, reconsideration of this application, and allowance of the pending claims are respectfully requested.

Respectfully submitted,

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By


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